IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE SEVENTEENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 23478 of 2004

Between:

Pulagam Malla Reddy, S/o.Seetha Reddy,
R/o.Ragibavi, H/o.Panakabanda (V),
Nothkur Mandal, Nalgonda District.

..... PETITIONER

AND

1 The Mandal Revenue officer, Mothkur Mandal, Nalgonda

District.
2 The Assistant Engineer, A.P.TRANSCO, Mothkur (M),Nalgonda

District.
3 Pulagam Ranga Reddy, S/o.Seetha Reddy,
R/o.Ragibavi, H/o.Panakabanda (V),
Nothkur Mandal, Nalgonda District.

....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order or direction, more in the nature of writ of Mandamus, declaring the action of the 1st respondent in not taking action for closing the borewell dug by the 3rd respondent on southern side of existing well in sy.No.80, situated at Panakabanda (V), Mothkur Mandal, Nalgonda District as arbitrary, bad, illegal, and be pleased to pass such other order or orders.

Counsel for the Petitioner: MR.C.RAMESH SAGAR

Counsel for the Respondent No 1: GP FOR REVENUE

Counsel for Respondent NOS.2&3: none.

The Court at the admission stage made the following :

Order:

This writ petition is filed to declare the action of the 1st respondent in not taking action for closing the borewell dug by the 3rd respondent on the southern side of the existing well in S.No.80 situate at Panakabanda village, Mothkur mandal, Nalgonda District as arbitrary and illegal.

The grievance of the petitioner is that though he made a complaint to the District Collector, Nalgonda on 26.7.2004 about the unauthorized digging of borewell by the 3rd respondent which resulted in drying up of his well, no action has been taken on the said complaint so far. Hence this writ petition.

Though the petitioner has raised several contentions, he has not produced before this Court even a single scrap of paper to substantiate his prima facie case. Therefore this Court, exercising the jurisdiction under Article 226 of the Constitution of India cannot interfere in the matter. The writ petition is devoid of merit and it is accordingly dismissed. No costs.

17..12..2004

msv.

To

1 The Mandal Revenue officer, Mothkur Mandal, Nalgonda

District.
2 The Assistant Engineer, A.P.TRANSCO, Mothkur (M),Nalgonda

District.
3. 2 ccs to G.P. for Revenue, High Court of A.P. Hyderabad (OUT)

4. 2 CD copies.